



Customer NUMBER 42131

Docket No. 150.002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Israel Levy

SERIAL NO.: 10/718,357

Group Art Unit: 3643

FILED: November 20, 2003

Examiner: VALENTI, ANDREA M.

FOR: TECHNOLOGY FOR CULTIVATION OF *Porphyra*

AND OTHER SEAWEEDS IN LAND BASED SEA WATER PONDS

PRELIMINARY AMENDMENT

Commissioner for Patents
P.O.Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Office Action mailed on September 27, 2005, Applicant submitted a draft of claim amendments by fax and requested an interview. (See Exhibit 1) Applicant's attorney was granted a telephone interview on October 13, 2005 by Examiner Andrea M. Valenti.

Interview Record under 37 C.F.R. 1.133

Date: October 13, 2005 at 1.00 p.m.

Re: U.S. Application Serial No 10/718,357 by Israel levy, filed 11/20/2003

Attorney Rashida Karmali

Examiner: Examiner Andrea M. Valenti.

Summary:

The draft claim Amendments were discussed. Exhibit 1.

Examiner Valenti had discussed the draft claim amendments with a primary examiner and as a result the Examiner recommended that the applicant place the limitations of claim 12 into the independent claims 1, 2 and 7.

Since the amendments recommended by the Examiner would be after Final, the Examiner further recommended that applicant file an RCE to have the amendment entered at that stage of the prosecution.

The Examiner stated that limiting the claims to specific species of algae and placing the structure in an outdoor environment does not appear to be necessary limitations to the current claim language. Instead the addition of claim 12 helps to distinguish over the teachings of the cited prior art.

Applicant is grateful to Examiner Valenti for her constructive assistance.